

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

IN RE GOOGLE INC. COOKIE  
PLACEMENT CONSUMER PRIVACY  
LITIGATION

C.A. 12-MD-2358 (SLR)

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This Document Relates to:  
**All Actions**

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**MOTION TO CONTINUE STAY OF BRIEFING OF DEFENDANTS MEDIA  
INNOVATION GROUP LLC, WPP PLC, AND VIBRANT MEDIA INC.'S MOTIONS TO  
DISMISS THE CONSOLIDATED CLASS ACTION COMPLAINT**

Defendants Media Innovation Group LLC, WPP plc, and Vibrant Media Inc. (together, the “EDNY Defendants”) hereby respectfully move the Court for an order continuing the stay of briefing of the EDNY Defendants’ anticipated motions to dismiss the Consolidated Class Action Complaint (the “CAC”) in the above-captioned action (the “MDL”) until such time as this Court has resolved the pending motions to intervene (D.I. 62 and 64) and the EDNY Plaintiffs’ request therein that this Court dismiss, stay or transfer the claims stated against the EDNY Defendants in the CAC as having been improperly asserted in the MDL in view of the prior pending EDNY Actions. The bases for this motion are set forth in EDNY Defendants’ Opening Brief filed herewith.

A proposed order is attached to this Motion.

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April 9, 2013

**RULE 7.1.1 CERTIFICATE**

Pursuant to D. Del. L.R. 7.1.1, this is to certify that counsel for the Eastern District Defendants has discussed the subject matter of this motion with counsel for all parties in this action as well as putative intervenors, Michael Frohberg, Andy Wu, Daniel Mazzone, and Michelle Kuswanto. Defendants Google, Inc. and PointRoll, Inc., and putative intervenors Messrs. Frohberg, Wu and Mazzone, and Ms. Kuswanto consent to this motion. Plaintiffs' position is set forth in the e-mail attached to this motion as Exhibit A.

/s/ Regina S.E. Murphy

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FOR THE DISTRICT OF DELAWARE

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**[PROPOSED] ORDER CONTINUING THE STAY OF BRIEFING ON DEFENDANTS  
MEDIA INNOVATION GROUP, LLC, WPP PLC, AND VIBRANT MEDIA INC.'S  
MOTIONS TO DISMISS THE CONSOLIDATED CLASS ACTION COMPLAINT**

Before the Court is the motion by Defendants Media Innovation Group, LLC, WPP plc, and Vibrant Media Inc. (together, the “EDNY Defendants”) to continue the stay of briefing on the EDNY Defendants’ anticipated motions to dismiss the claims asserted against them in the Consolidated Class Action Complaint (the “Motion”). Having considered the Motion and all papers submitted in relation thereto, the Court hereby GRANTS the Motion. Briefing on the EDNY Defendants’ anticipated motion to dismiss the claims asserted against them in the Consolidated Class Action Complaint is stayed pending resolution of the motions to intervene (D.I. 62 and 64) and the EDNY Plaintiffs’ request therein that this Court dismiss, stay or transfer the claims stated against the EDNY Defendants in the Consolidated Class Action Complaint as having been improperly asserted in this multi-district litigation in view of the prior pending EDNY Actions.

IT IS SO ORDERED.

Dated: \_\_\_\_\_, 2013

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The Honorable Sue L. Robinson  
United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on April 9, 2013, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on April 9, 2013, upon the following in the manner indicated:

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